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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/677,170 | 10/02/2003 | Katsuhisa Yamamoto | 236659US2RE | 7834 |

22850 7590 09/29/2005

OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.
1940 DUKE STREET
ALEXANDRIA, VA 22314

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| EXAMINER |
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DUONG, HUNG V

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| ART UNIT | PAPER NUMBER |
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2835

DATE MAILED: 09/29/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/677,170

Applicant(s)

YAMAMOTO, KATSUHISA

Examiner

Hung v. Duong

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-12, 91-104 and 124-160 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-12, 124-128, 140-149, 156 and 159 is/are allowed.
- 6) ☒ Claim(s) 91-95, 103, 129-132, 136-139, 150-155, 157, 158 and 160 is/are rejected.
- 7) ☒ Claim(s) 96-102, 104 and 133-135 is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☒ Certified copies of the priority documents have been received in Application No. 09/537,265.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 10/6/04; 1/20/04;;

- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: ____

HUNG VAN DUONG
PRIMARY EXAMINER

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 91-95, 103, 129-132, 136-139, 150-155, 157-158, 160 are rejected under 35 U.S.C. 102(b) as being anticipated by Kitamura (Japan 6-292195).

Regarding claims 91-95, 129-132, 136-139, 150-155, 157-158, 160 Kitamura discloses a portable electronic communication device, comprising: a body 1; means 2 for transmitting and receiving data; means 3 for entering data; a panel 7 movably attached to the body 1; and a first and second means 8, 9 for displaying of transmitted, received or entered data wherein the first and second means 8, 9 for displaying are located on respective first and second sides of the panel 7, the first side of the panel is arranged to face the body 1 when the panel is closed and power supplied 5 to the first means for displaying can be reduced when the panel 7 is open and when the portable electronic communication device is powered on; means 6 for attaching the panel 7 along a longitudinal side of the body 1; means for fixing and releasing the panel 7; means 5 for supplying power to the first and second means for displaying 8,9.

Regarding claims 103, Kitamura discloses in a portable electronic communication device having a body 1, the improvement comprising: first and second display screens 8, 9 mounted on opposite sides of a panel 7, the panel 7 movably attached to the body

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1, the first display screen 8 being arranged to face the body 1 when the panel 7 is closed and power supplied 5 to the first display screen 8 being reducible when the panel 7 is open and when the portable electronic communication device is powered on.

Allowable Subject Matter

2. Claims 96-102, 104, 133-135 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

The following is a statement of reasons for the indication of allowable subject matter: the prior art fails to show that at least one of the first and second means for displaying comprise: means for scrolling or that a third means for displaying of transmitted, received or entered data, the third means for displaying located on the body.

3. Claims 1-12, 124-128, 140-149, 156, 159 are allowed.

The following is a statement of reasons for the indication of allowable subject matter: a flip panel movably mounted on the main body and configured to rotatably open and close about a side edge portion of the flip panel, the flip panel being retracted into the hollow section of the main body when closed, wherein one of the plurality of displays is mounted on a side of the flip panel display screen that is exposed when closed or that power supplied to a first one of the plurality of displays which is not viewable when the panel is closed can be reduced when the panel is open and when the portable electronic communication device is powered on.

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Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Masuda et al (US Pat. 5,138,590) teach electronic apparatus having movable case.

Saw et al (US Pat. 6,445,574) teach electronic device.

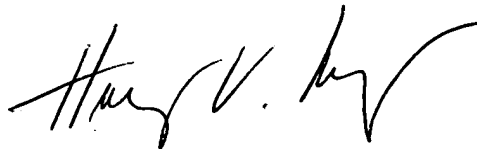
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hung Duong whose telephone number is (571) 272-2041. The examiner can normally be reached on M-F from 8:30 to 5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lynn D. Feild can be reached on (571) 272-2092. The fax phone number for this Group is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 308-0956

HVD

09/17/05.

A handwritten signature in black ink, appearing to read 'Hung V. Duong', with a stylized flourish at the end.

Hung Duong
Primary Examiner.